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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/782,129	02/13/2001	Mihal Lazaridis	555255012193	3132

7590 09/09/2002

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EXAMINER

EDELMAN, BRADLEY E

ART UNIT PAPER NUMBER

2153

DATE MAILED: 09/09/2002

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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Commissioner of Patents and Trademarks

This action is in response to Applicant's amendment and request for reconsideration filed on June 27, 2002.

Election/Restrictions

1. Newly submitted claims 30-49 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons:

The original claims were directed toward a method of redirecting messages from a host system operated by a user to the user's mobile data communication device, comprising steps of configuring an external redirection event at the host system, and then redirecting messages to the user's mobile device if the system detects that either the user is no longer in the vicinity of the host system, or a screen saver program has been activated. The system set forth by these claims required only a user's computer system and a user's mobile device and entailed forwarding messages from the computer system to the device, and detecting when a user is in the vicinity of the computer system.

The new claims are directed toward a method of forwarding messages from a wired network to a plurality of wireless mobile devices, comprising steps of encrypting messages, associating each a plurality of electronic addresses with a user of at least one of the wireless devices, encapsulating encrypted messages into electronic envelopes including a wireless network address of the mobile device, and forwarding the messages to the wireless device through a wireless gateway connected to the Internet. None of these new features were required for the originally examined invention, and because the new claims are directed toward a different invention than the originally examined claims, the restriction is proper.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 30-49 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

The amendment filed on June 27, 2002 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention for the reasons stated above. The amendment has thus not been entered.

Non-Responsive Amendment

2. The reply filed on June 27, 2002 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant has failed to address the rejections made regarding the originally examined claims. See 37 CFR 1.111. Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.


Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bradley Edelman whose telephone number is (703) 306-3041. The examiner can normally be reached on Monday to Friday from 8:30 AM to 5:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glen Burgess can be reached on (703) 305-4792. The fax phone numbers for the organization where this application or proceeding is assigned are as follows:
For all After Final papers: (703) 746-7238.
For all other correspondences: (703) 746-7239.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

BE

September 3, 2002



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